

114TH CONGRESS  
2D SESSION

# H. R. 5790

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## AN ACT

To provide adequate protections for whistleblowers at the  
Federal Bureau of Investigation.

1       *Be it enacted by the Senate and House of Representa-*  
2   *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Federal Bureau of In-  
3 vestigation Whistleblower Protection Enhancement Act of  
4 2016”.

5 **SEC. 2. PROHIBITED PERSONNEL PRACTICES IN THE FED-**  
6 **ERAL BUREAU OF INVESTIGATION.**

7       Section 2303(a) of title 5, United States Code, is  
8 amended by striking “any employee of the Bureau” and  
9 all that follows through “health or safety” and inserting  
10 the following: “an employee in, or applicant for, a position  
11 in the Bureau as a reprisal for a disclosure of informa-  
12 tion—

13               “(1) made—

14                       “(A) in the case of an employee, to a su-  
15 pervisor in the direct chain of command of the  
16 employee, up to and including the head of the  
17 employing agency;

18                       “(B) to the Inspector General;

19                       “(C) to the Office of Professional Respon-  
20 sibility of the Department of Justice;

21                       “(D) to the Office of Professional Respon-  
22 sibility of the Federal Bureau of Investigation;

23                       “(E) to the Inspection Division of the Fed-  
24 eral Bureau of Investigation;

25                       “(F) as described in section 7211;

26                       “(G) to the Office of Special Counsel; or

1           “(H) to an employee designated by any of-  
2           ficer, employee, office, or division described in  
3           subparagraphs (A) through (G) for the purpose  
4           of receiving such disclosures; and

5           “(2) which the employee or applicant reason-  
6           ably believes evidences—

7           “(A) any violation of any law, rule, or reg-  
8           ulation; or

9           “(B) gross mismanagement, a gross waste  
10          of funds, an abuse of authority, or a substantial  
11          and specific danger to public health or safety”.

        Passed the House of Representatives December 7,  
2016.

Attest:

*Clerk.*

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